

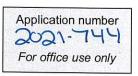


APPLICATION FOR CHANGE IN ZONING CLASSIFICATION OR CHANGE IN CONDITIONS (SEE FILING INSTRUCTIONS)

TO: Town of Matthews Board of Commissioners Town of Matthews Planning Board 232 Matthews Station Street Matthews, North Carolina 28105-6713

Your consideration of this petition is requested for: X A change in zoning classification of the property hereinafter described; or
A change in conditions to an existing conditional zoning plan. Tax parcel number(s): Portion of 215-081-13
Address of property: 11330 Brigman Road, Matthews, NC 28105
Location of property: South side of Brigman Road, south of Matthews-Mint Hill Road
Title to the property was acquired on September 6, 1980
and was recorded in the name of *Brigman Family Farm Properties, a North Carolina general partnership
CO Ms. Sybil Brigman, 88 Gracelyn Road, Asheville, NC 28804
* Title is vested in P.F. Brigman Properties, LLC (successor by name change to Brigman Family Farm Properties)
The deed is recorded in Book 4341 and Page 865 in the office of the Register of Deeds for Mecklenburg County.
Present zoning classifications: R-15 Requested zoning classification: ENT

List reason(s) why zoning should be changed (use separate sheet if necessary):

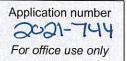


Petitioner is requesting the rezoning of this approximately 15.08 acre site located on Brigman Road to accommodate a mixed use development on the site that would be comprised of a maximum of 350 multifamily dwelling units and a minimum of 16,000 square feet and a maximum of 20,000 square feet of gross floor area devoted to office, retail, restaurant and/or other non-residential uses.

See attached signature page	
Signature of property owner (must be original)	Signature of property owner (must be original)
Print name of property owner	Print name of property owner
Property owner's mailing address	Property owner's mailing address
Property owner's mailing address, continued	Property owner's mailing address, continued
Property owner's mailing address, continued	Property owner's mailing address, continued
Property owner's phone number/email address	Property owner's phone number/email address
See attached signature page	See attached signature page
Signature of agent (if any)	Petitioner other than owner (if any)
Print name of agent	Print name of petitioner
Agent's mailing address	Petitioner's mailing address
Agent's mailing address, continued	Petitioner's mailing address, continued
Agent's mailing address, continued	Petitioner's mailing address, continued
Agent's phone number/email address	Petitioner's phone number/email address

List all tax parcel numbers, names, and mailing addresses of all property owners subject to notification of this zoning application. Attach additional sheets if necessary.

See item #7 in instruction sheet titled "Instructions for Filing an Application for a Change in Zoning Classification or Change in Conditions for Property located in the Town of Matthews."



See Exhibit A Attached Hereto	
TAX PARCEL	TAX PARCEL
PROPERTY OWNER NAME(S)	PROPERTY OWNER NAME(S)
OWNER MAILING ADDRESS	OWNER MAILING ADDRESS
OWNER MAILING ADDRESS, CONTINUED	OWNER MAILING ADDRESS, CONTINUED
TAX PARCEL	TAX PARCEL
PROPERTY OWNER NAME(S)	PROPERTY OWNER NAME(S)
OWNER MAILING ADDRESS	OWNER MAILING ADDRESS
OWNER MAILING ADDRESS, CONTINUED	OWNER MAILING ADDRESS, CONTINUED
TAX PARCEL	TAX PARCEL
PROPERTY OWNER NAME(S)	PROPERTY OWNER NAME(S)
OWNER MAILING ADDRESS	OWNER MAILING ADDRESS
OWNER MAILING ADDRESS, CONTINUED	OWNER MAILING ADDRESS, CONTINUED
TAX PARCEL	TAX PARCEL
PROPERTY OWNER NAME(S)	PROPERTY OWNER NAME(S)
OWNER MAILING ADDRESS	OWNER MAILING ADDRESS
OWNER MAILING ADDRESS, CONTINUED	OWNER MAILING ADDRESS, CONTINUED

Application number 2021-744 For office use only

SUMMARY OF THE REZONING PROCESS

APPLICANT: Fill in dates for each action below before filing application. Refer to the current Planning Department rezoning schedule for correct dates.

PROPERTY OWNERS: These dates are assumed to be correct at the time of zoning application submittal but are subject to revision. Contact the Planning Department (704-847-4411 or email srobertson@matthewsnc.gov) for verification.

Application submitted to and received by Town Planning office	December 1, 2021
Town Board of Commissioners formally accepts application ar	nd sets Public Hearing date December 13, 2021
Notices sent via mail to affected/adjacent property owners on o	or before_January 31, 2022
Public hearing: applicant gives explanation of why s/he wishes may ask questions and voice opinions on the proposed zo	
Town Planning Board reviews request, information, and comm recommendation to the Board of Commissioners on whether	
Town Board of Commissioners approves or denies application	March 14, 2022
The Matthews Board of Commissioners General Procedures Before the Town Board, initially adopted October 8, 2018, expapplication is ready for public review and action, and that the abbelow, the property owner(s) and all other parties involved in they have read and understand their responsibility to submit throughout the review process. Late or missing (new or review present updated information, which may result in an unfavorable	plains the Board of Commissioners' expectations that this cove schedule can be followed without delays. By signing preparing and presenting this zoning application indicate the complete and accurate documents in a timely manner ised) documents may limit the applicants opportunity to
Signature of Property Owner Agent for Property Owner Other (please identify)	Date
Signature of Property Owner Agent for Property Owner Other (please identify) Petitioner	
Signature of Property Owner Agent for Property Owner Other (please identify)	Date

Application number

SUMMARY OF THE REZONING PROCESS

APPLICANT: Fill in dates for each action below before filing application. Refer to the current Planning Department rezoning schedule for correct dates.

PROPERTY OWNERS: These dates are assumed to be correct at the time of zoning application submittal but are subject to revision. Contact the Planning Department (704-847-4411 or email srobertson@matthewsnc.gov) for verification.

Application submitted to and received by Town Planning office December 1, 2021
Town Board of Commissioners formally accepts application and sets Public Hearing date December 13, 2021
Notices sent via mail to affected/adjacent property owners on or before
Public hearing: applicant gives explanation of why s/he wishes to have property rezoned and neighboring owners may ask questions and voice opinions on the proposed zoning February 14, 2022
Town Planning Board reviews request, information, and comments from the public hearing, then makes a recommendation to the Board of Commissioners on whether to approve or deny the request February 22, 2022
Town Board of Commissioners approves or denies application March 14, 2022
The Matthews Board of Commissioners General Procedures Policy on Zoning and Development Case Appearances Before the Town Board, initially adopted October 8, 2018, explains the Board of Commissioners' expectations that this application is ready for public review and action, and that the above schedule can be followed without delays. By signing below, the property owner(s) and all other parties involved in preparing and presenting this zoning application indicate throughout the review process. Late or missing (new or revised) documents may limit the applicants opportunity to Present updated information, which may result in an unfavorable decision. Signature of Property Owner Standard Market Date Other (please identify)
Signature of Property Owner Date Agent for Property Owner Other (please identify) Petitioner
Signature of Property Owner Date Agent for Property Owner Other (please identify)

[Signature Page of Petitioner to Rezoning Application filed by The NRP Group]

THE NRP GROUP

By:

Name: Non Making

Title: Scar

Mailing Address:

c/o Jason Mochizuki The NRP Group 6605 Central Pacific Avenue, # 104 Charlotte, NC 28210

Phone: 510-295-3252

Email: JMochizuki@nrpgroup.com

[Signature Page of Property Owner, P.F. Brigman Properties, LLC, to Rezoning Application filed by The NRP Group]

P.F. BRIGMAN PROPERTIES, LLC

Name: Sybil Brigman

Title: Manager

Mailing Address:

c/o Ms. Sybil Brigman 88 Gracelyn Road Asheville, NC 28804

Phone: 828-250-0069

Email: sabrigman@charter.net

[Signature Page of Petitioner's Agent to Rezoning Application filed by The NRP Group]

ROBINSON BRADSHAW & HINSON, P.A.

By: John Carmichael

Agent: John Carmichael

Mailing Address:

101 N. Tryon St., Suite 1900 Charlotte, NC 28246

Phone: (704) 377-2536

Email: jcarmichael@robinsonbradshaw.com

Exhibit A

Tax Parcel #21503222

Transcontinental AC US LLC Attn: Sam Bendavid 1 Place Ville Marie Suite 3240 Montreal, QC H3B 2B6, Canada

Tax Parcel #21508136

1100 Matthews Mint Hill LLC 1420 E 7th Street Suite 150 Charlotte, NC 28204

Tax Parcel #21508141

USCMF Briley LP 333 West Wacker Drive 28th Floor Chicago, IL 60606

Tax Parcel #21508139

USCMF Briley LP 333 West Wacker Drive 28th Floor Chicago, IL 60606

Tax Parcel #21508140

1100 Matthews Mint Hill LLC 1420 E 7th Street Suite 150 Charlotte, NC 28204

Tax Parcel #21508129

iStar Bowling Centers II LP 7313 Bell Creek Road Mechanicsville, VA 23111

Francis Jean Brigman Grigston Linda Little Brigman Kyla Janelle Jones Sipprell Sybil Brigman Jones Robert Wayne Brigman 88 Gracelyn Road Asheville, NC 28804

Tax Parcel #21508125

Woodspring Suites Charlotte Matthews LLC 8621 E 21st Street Suite 200 Wichita, KS 67206

Tax Parcel #21508106

JSKJ Properties LLC 285 Cannon Road Salisbury, NC 28147

Tax Parcel #21508118

Sam's Investments VIII LLC PO Box 56607 Atlanta, Georgia 30343

Tax Parcel #21508132

Dallas Development LLC 5800 Old Pineville Road Suite 201 Charlotte, NC 28203

Tax Parcel #21508122

LJJ Partnership c/o Southend Properties 1800 Camden Road Suite 200 Charlotte, NC 28202

Brigman Family Farm Properties c/o Sybil Jones 88 Gracelyn Road Asheville, NC 28804

Tax Parcel #21508128

Elevation Church 11416 E Independence Blvd Suite N Matthews, NC 28105

Tax Parcel #21508133

Brigman Family Farm Properties c/o Cybil Jones 88 Gracelyn Road Asheville, NC 28804

Tax Parcel #21508142

Mecklenburg County c/o Real Estate Finance Dept 600 E 4th Street, 11th Floor Charlotte, NC 28202

Tax Parcel #21508115

Mecklenburg County c/o Real Estate Finance Dept 600 E 4th Street, 11th Floor Charlotte, NC 28202

Tax Parcel #21503219

Crestdale Crossing Homeowners Association Inc. 4957 Albemarle Road Charlotte, NC 28205

Tax Parcel #21503270

Crestdale Crossing Homeowners Association Inc. 4957 Albemarle Road Charlotte, NC 28205

Valerie S. Pool 1053 Crestdale Crossing Drive Matthews, NC 28105

Tax Parcel #21503268

SWH 2017 1 Borrower LP c/o Invitation Homes 1717 Main Street Suite 2000 Dallas, Texas 75201

Tax Parcel #21503267

Judy A. Dillingham Richard F. Dillingham 6422 Laurel Valley Dallas, Texas 75248

Tax Parcel #21503266

Neal J. Phillip Ly T. Phillip 24754 Framingham Drive Westlake, Ohio 44145

Tax Parcel #21503265

1037 Crestdale Crossing Matthews LLC 129 Thornton Road New Boston, NH 03070

Tax Parcel #21503264

Michael Allen Osborne Dana Bailey Vergara 1033 Crestdale Crossing Drive Matthews, NC 28105

Tax Parcel #21503263

Sarah Galligan 1029 Crestdale Crossing Drive Matthews, NC 28105

Mountaintop NC234 LLC 30856 Janlor Drive Westlake Village, California 91362

Tax Parcel #21503261

Paula E. Rosenbaum David Rosenbaum 708 Quintan Street Summerville, SC 29483

Tax Parcel #21503260

Reid Gorecki 9 Sachem Street East Rockaway, NY 11518

Tax Parcel #21503259

Eleana M. Patrick Brenda M. Delugo Patrick 1013 Crestdale Crossing Drive Matthews, NC 28079

Tax Parcel #21503258

Hanna Kobylas 1009 Crestdale Crossing Drive Matthews, NC 28105

Tax Parcel #21503257

Kathryn L. Schill 1005 Crestdale Crossing Drive Matthews, NC 28105

Tax Parcel #21503210

Keyo Park East LLC 338 S Sharon Amity Road Suite 131 Charlotte, NC 28211

United House of Prayer for All People Of the Church on the Rock of the Apostolic Faith Attn: Bishop C. M. Bailey 1665 N Portal Drive NW Washington, DC 20012

Tax Parcel #21503101

United House of Prayer for All People Of the Church on the Rock of the Apostolic Faith Attn: Bishop C. M. Bailey 1665 N Portal Drive NW Washington, DC 20012

Tax Parcel #21503201

Sonia Almengo De Cruz Pedro Cruz Peralta 852 Matthews School Road Matthews, NC 28105

Tax Parcel #21503209

Pamela Denise Stitt PO Box 11 Matthews, NC 28106

Tax Parcel #21503208

Teresa H. McDow 10826 Kemptown Square Road Mint Hill, NC 28227

Tax Parcel #21503207

Barry A. Alford, Sr. 206 Amir Cr Matthews, NC 28105

Christopher C. Meda Nolvia G. Castillo 5452 Hedgecrest Pl Charlotte, NC 28269

Tax Parcel #21503205

Henry Michael Graham 822 Matthews School Road Matthews, NC 28105

Tax Parcel #21503271

Dan Moser Company Inc. PO Box 350 Mineral Springs, NC 28108

Tax Parcel #21503204

Opal M. Dew 828 Matthews School Road Matthews, NC 28105

Tax Parcel #21503203

Neal Sylvester Huntley Willie Huntley Hunter Iris Joe Huntley Pharr Johney Wesley Huntley 840 Matthews School Road Matthews, NC 28105

Tax Parcel #21503202

Teresa H. McDow 10826 Kemptown Square Road N Mint Hill, NC 28227

Tax Parcel #21503248

Crestdale Crossing Homeowners Association Inc. 4957 Albemarle Road Charlotte, NC 28205

Jeffrey N. Figueiredo Shannon N. Figueiredo 1050 Crestdale Crossing Drive Matthews, NC 28105

Tax Parcel #21503250

Lanny R. Trexler 1044 Crestdale Crossing Drive Matthews, NC 28105

Tax Parcel #21503251

1040 Crestdale Crossing LLC 1040 Crestdale Crossing Drive Matthews, NC 28105

Tax Parcel 21503252

Juan C. Santos 1036 Crestdale Crossing Drive Matthews, NC 28105

Tax Parcel #21503253

Joyce R. Fischer 1032 Crestdale Crossing Drive Matthews, NC 28105

Tax Parcel #21503254

Pamela E. Logan 1028 Crestdale Crossing Drive Matthews, NC 28105

Tax Parcel #21503255

AMH NC Properties LP 30601 Agoura Road Suite 200 Agoura Hills, CA 91301

Arularasu Muruganandam 60 Shaffer Road Bridgewater, NJ 08807

Tax Parcel #21503237

Joan Manuel Rodriguez Sari Maria Margarita Rodriguez 839 Matthews School Road Charlotte, NC 28104

Tax Parcel #21503238

Donald E. Estes, III 843 Matthews School Road Matthews, NC 28105

Tax Parcel #21503239

Jerry P. Pressley 847 Matthews School Road Matthews, NC 28105

Tax Parcel #21503240

Thien Tam Nguyen Chau D. Nguyen 801 Carver Pond Lane Waxhaw, NC 28173

Tax Parcel #21503241

Amber S. Eubanks Joshua M. Eubanks 903 Matthews School Road Matthews, NC 28105

Tax Parcel #21503242

Christine Schroeder Timothy Schroeder 905 Matthews School Road Matthews, NC 28105

SFR JV-1 Property LLC PO Box 15087 Santa Ana, CA 92735

Tax Parcel #21503244

IH6 Property North Carolina LP 1717 Main Street Suite 2000 Dallas, Texas 75201

Tax Parcel #21503245

Natalie Boxell 911 Matthews School Road Matthews, NC 28105

Tax Parcel #21503211

Timothy L. Mank Michelle Mank PO Box 78526 Charlotte, NC 28271

Tax Parcel #21503212

Martin Nunez Mora 921 Matthews School Road Matthews, NC 28105

Tax Parcel #21503213

Town of Matthews 232 Matthews Station St Matthews, NC 28105

Tax Parcel #21503214

Hnum Ktul Tlar Buon Krong Y 935 Matthews School Road Matthews, NC 28105

Mbenza Muanda Do Eyenga Moseka 939 Matthews School Road Matthews, NC 28105

Tax Parcel #21503274

Salah Elfahal Enam Abdelgadir 945 Matthews School Road Matthews, NC 28105

Tax Parcel #21503275

Gilbert Okitapanya Kombe Okitapanya 1001 Matthews School Road Matthews, NC 28105

Tax Parcel #21503276

Fanny Koroma 1005 Matthews School Road Matthews, NC 28105

Tax Parcel #21503277

Fatou Fatuma Alafu Jose Omelonga Ngongo 1009 Matthews School Road Matthews, NC 28105

Tax Parcel #21503278

Kisenda Miezi Hardis Kingombe 1013 Matthews School Road Matthews, NC 28105

2021-744

Tax Parcel #21503119

Y Soai Nai H Pher Siu 1019 Matthews School Road Matthews, NC 28105

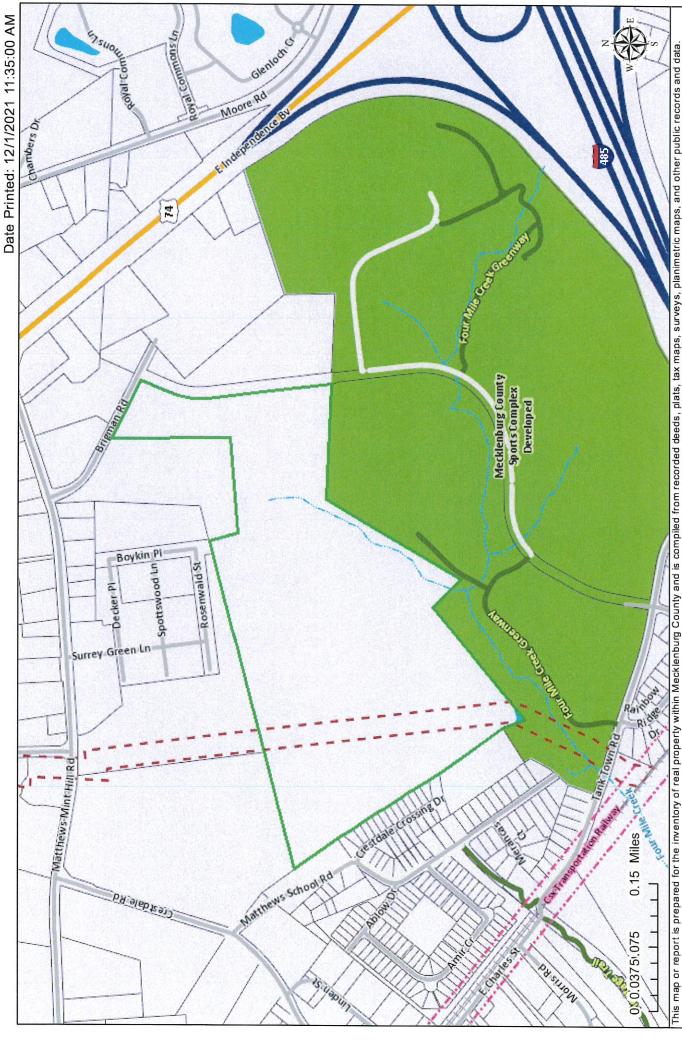
Tax Parcel #21503120

H Goai Rcham Y Bein Ksor 1023 Matthews School Road Matthews, NC 28105

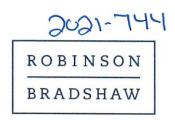
Tax Parcel #21503121

Makalebo Kankienza Clara Beyoko 1027 Matthews School Road Matthews, NC 28105

Polaris 3G Map - Mecklenburg County, North Carolina



This map or report is prepared for the inventory of real property within Mecklenburg County and is compiled from recorded deeds, plats, tax maps, surveys, planimetric maps, and other public records and data. Users of this map or report are hereby notified that the aforementioned public primary information sources should be consulted for verification. Mecklenburg County and its mapping contractors assume no legal



jcarmichael@robinsonbradshaw.com 704.377.8341 : Direct Phone 704.373.3941 : Direct Fax

December 1, 2021

BY HAND DELIVERY

Mr. Jay Camp, Planning Director Town of Matthews 232 Matthews Station Street Matthews, NC 28105

Re:

Rezoning Application filed by The NRP Group Requesting the Rezoning of an Approximately 15.08 Acre Site Located on the South Side of Brigman Road (a Portion of Tax Parcel No. 215-081-13)

Dear Jay:

I hope this letter finds you well.

This letter is being submitted with the above-captioned Rezoning Application pursuant to the requirements of Paragraph 12 of the Instructions for Filing an Application for a Change in a Zoning Classification or Change in Conditions (the "Instructions"). As you are aware, Paragraph 12 of the Instructions requires the Applicant to submit documentation regarding the land use recommendations for the subject site as set out in adopted land use plans and a statement as to how this rezoning proposal complies with such recommendations.

The subject site contains approximately 15.08 acres and is located on the south side of Brigman Road, south of Matthews-Mint Hill Road, and the site is a portion of Tax Parcel No. 215-081-13. The site is currently zoned R-15.

Pursuant to the above Rezoning Application, the Applicant is requesting the rezoning of the site to the ENT zoning district. The purpose of this rezoning request is to accommodate a mixed use development on the site that would be comprised of a maximum of 350 multi-family dwelling units and a minimum of 16,000 square feet and a maximum of 20,000 square feet of gross floor area devoted to office, retail, restaurant and/or other non-residential uses. The proposed development is more particularly described and depicted on the Conditional Rezoning Plan associated with this Rezoning Application, and the proposed development would be an

Mr. Jay Camp, Planning Director December 1, 2021 Page 2

urban, pedestrian friendly development. This 15.08 acre site is a portion of the area that is envisioned by the Town to ultimately be located in the ENT zoning district.

The Entertainment District Small Area Plan adopted by the Board of Commissioners on December 8, 2014 (the "Plan") provides land use and design recommendations for the site and the ENT zoning district. On Page 142 of the Plan, the Plan provides that "the Entertainment District shall incorporate spaces for permanent residences, transitory housing, employment opportunities, indoor and outdoor recreation, shopping, dining, and daily living services in a compact pedestrian-friendly neighborhood." In the Applicant's view, the proposed development would satisfy this statement because the Conditional Rezoning Plan provides for a mixture of uses on the site, and the Conditional Rezoning Plan depicts a compact pedestrian-friendly neighborhood.

The Plan sets forth multiple guiding principles for the ENT zoning district, and this proposed development furthers these guiding principles in the Applicant's view. The Plan calls for an urban scale neighborhood. The proposed development, as seen from the Conditional Rezoning Plan, would be a dense, urban scale neighborhood with multi-story buildings that would front and be pulled up to the relevant streets.

The Plan calls for a mixture of uses on the site to serve the residents living on the site and visitors to the site. As noted above, the Applicant's Conditional Rezoning Plan provides for a mixture of uses on the site.

The Plan recognizes that a potential transit station could be located in close proximity to the site. The density proposed under the Conditional Rezoning Plan would help support this potential transit station.

The Plan speaks to the creation of a walkable, pedestrian-friendly development on the site. The Applicant's proposed development would be a walkable, pedestrian-friendly development. The pedestrian environment would be enhanced through the location of the buildings next to the streets and the exterior design of the buildings.

The proposed development would serve as an economic engine for the surrounding area, increase the tax base and add value to the already successful Sportsplex. The proposed development could provide dining and retail options for visitors to the Sportsplex, and the adjacent Sportsplex would be beneficial to the residents living on the site.

In summary, the Applicant is of the opinion that the proposed development satisfies the overall intent of the Plan and the policies adopted by the Board of Commissioners with respect to the ENT zoning district.

Mr. Jay Camp, Planning Director December 1, 2021 Page 3

Jay, the Applicant and I look forward to working with you and the Town on this rezoning request.

Should you have any questions or comments, please do not hesitate to call me.

Sincerely,

ROBINSON, BRADSHAW & HINSON, P.A.

John H. Carmichael